

GP2877  
\$4

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

Applicants: Domash et al.  
 Serial No: 10/005,174  
 Confirm No: 6902  
 Filed: December 4, 2001  
 For: TUNABLE OPTICAL FILTER

Examiner: Unassigned  
 Art Unit: 2877



MAR 28 2002

TC 2800 MAIL ROOM

## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on the 19th day of March, 2002.

Gary S. Engelson, Reg. No. 35,128

COMMISSIONER FOR PATENTS  
 WASHINGTON, D.C. 20231

Sir:

Transmitted herewith are the following documents:

Information Disclosure Statement  
 Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

No fee is required. If a fee is required, the balance may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully Submitted,  
*Domash et al., Applicants*

Gary S. Engelson, Reg. No. 35,128  
 Wolf, Greenfield & Sacks, P.C.  
 600 Atlantic Avenue  
 Boston, MA 02210-2211  
 (617) 720-3500

March 19, 2002  
 xndd

RECEIVED

MAR 28 2002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

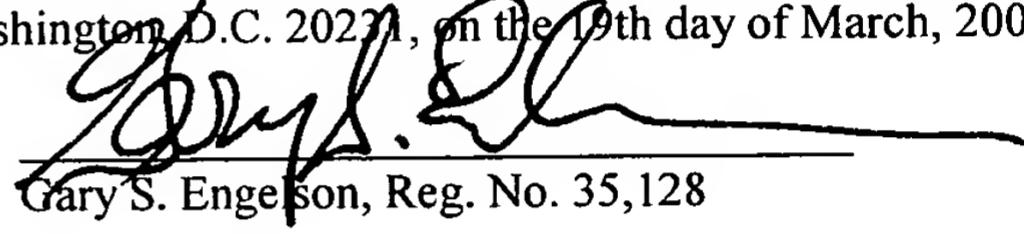
TC 2800 MAIL ROOM

Applicant: Domash et al.  
 Serial No: 10/005,174  
 Confirm. No. 6902  
 Filed: December 4, 2001  
 For: TUNABLE OPTICAL FILTER

Examiner: Unassigned  
 Art Unit: 2877

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on the 19th day of March, 2002.



Gary S. Engelson, Reg. No. 35,128

Commissioner for Patents  
 Washington, D.C. 20231

**STATEMENT FILED PURSUANT TO THE DUTY OF  
 DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

**PART II: Information Cited**

The Applicant hereby makes the following information of record in the above-identified application.

The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Inventor(s)</u>
09/813,454	03/20/2001	Wagner et al.
09/813,362	03/20/2001	Wagner et al.

600671.1

**PART III: Remarks**

Documents cited on the attached form PTO-1449 (modified) are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,  
*Domash et al., Applicants*

By:



Gary S. Engelson, Reg No. 35,128  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210  
Telephone (617) 720-3500

Docket No. A00770/70056 (GSE)

Dated: March 19, 2002